

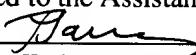
#4

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ioannis Moutsatsos et al. I P E  
 Serial No. : 09/148,234 NOV 09 1998 Examiner: Not yet assigned  
 Filed : September 4, 1998 PATENT & TRADEMARK OFFICE 1643  
 For : GENETICALLY ENGINEERED CELLS WHICH EXPRESS BONE MORPHOGENETIC PROTEINS

CERTIFICATE OF MAILING

I hereby certify that the following Response to File Missing Parts of Application (along with the attached papers corresponding thereto) is being deposited with the United States Postal Service as First Class Mail service pursuant to 37 C.F.R. §1.8(a) in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on November 4, 1998

  
 Tatiana Yanovskaya

Assistant Commissioner for Patents  
 Washington, D.C. 20231  
 BOX: MISSING PARTS

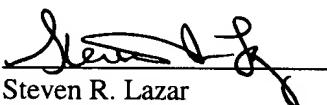
RESPONSE TO FILE MISSING PARTS OF APPLICATION

Dear Sir:

In response to the Notice to File Missing Parts of Application dated September 25, 1998, Applicants submit herewith the Declaration and Power of Attorney pursuant to 37 CFR §§1.53 and 1.63. The Declaration refers to the application's above-identified serial number and filing date. As indicated in the attached copy of the Notice, the deadline for submitting the Declaration is November 25, 1998.

Authorization is hereby given to charge the surcharge fees of One Hundred Thirty Dollars (\$130.00) and any other fee that may be due in this regard to Deposit Account No. 07-1060.

Respectfully submitted,

  
 Steven R. Lazar  
 Reg. No. 32,618  
 Attorney for Applicants  
 (617) 498-8260

11/16/1998 SUBMITTED IN DUPLICATE  
 01 FC:105 130.00 CH

Date: November 4, 1998

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Legal Affairs  
 Genetics Institute, Inc.  
 87 CambridgePark Drive  
 Cambridge, MA 0214



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/148,224 09/04/98 MOUTSAKOS

I 615298A

0262/0925

TIVY

STEVEN R LAZAR  
GENETICS INSTITUTE INC  
87 CAMBRIDGE PARK DRIVE  
CAMBRIDGE MA 02140

NOT ASSIGNED

1643  
DATE MAILED:

09/25/98

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
*Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

*If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed)  non-small entity is \$ 130.00.*

1. The statutory basic filing fee is:

missing.  
 insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.

\$ \_\_\_\_\_ for \_\_\_\_\_ independent claims over 3.

\$ \_\_\_\_\_ for \_\_\_\_\_ dependent claims over 20.

\$ \_\_\_\_\_ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

***A copy of this notice MUST be returned with the reply.***

*B7*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE